IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

CIVIL APPLICATION NO.86 OF 2007

IN

LETTERS PATENT APPEAL NO.19 OF 2007

IN

WRIT PETITION NO.4532 OF 2006

Prakash Chevarchand Kothari : Appellant.

versus

Balasaheb Sakharam Jadhav : Respondent.

None for the appellant.

None for the respondent.

CORAM : J.N.PATEL &

A.A.SAYED, JJ.

DATED : JULY 24, 2007.

P.C.

1. Nobody is present for the appellant. Application is dismissed for want of prosecution.

2. Later on learned counsel Mr.Vaibhav Patankar for the appellant appears and submits that when the matter was called out, he was on his leg before another court. As the matter is mentioned immediately after We passed the order of dismissal and none appeared for the respondent, though served, We recall our order.

3. Heard learned counsel for the appellant. For the reasons stated in the application, the Letters Patent Appeal is restored to file. It will be listed for admission in the next week. Civil Application is disposed of accordingly.

[A.A.SAYED,J] **[J.N.PATEL,J]**